IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 27674 of 2007

DATED: 26.12.2007

Between:
V. Manga Lakshmi petitioner

And

The Government of A.P.,
Rep by its Principal Secretary,
Revenue (Registration & Stamps) Dept
Secretariat, Hyderabad and ors Respondents

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The petitioner herein is widow of an Ex-serviceman viz., late Vasapalli Appa Rao. She claims that her husband was assigned an extent of Ac.5.00 cents of agricultural land in Survey No. 73P (Ac.2.60 cents) and in survey Nos. 62/1 (Ac.2.40 cents) in Kothavalasa village, Bhimunipatnam mandal, Visakapatnam district by the third respondent vide proceedings D.R.No.309/90B3 dated 30.6.1981 and that her husband was in possession and enjoyment of the land and after his demise on 30.6.1991, she is enjoying the peaceful possession of the said land.

Now, having regard to the financial constraints, she intends to dispose of the said land and approached the second respondent herein to know the basic register value of the land and details of stamp duty and alleges that she was informed that no transaction would be permitted for the subject land on the ground that it is an assigned land. According to the petitioner, the action on the part of the second respondent is in violation of the provisions of the Board Standing Orders and also G.O.Ms.No. 1117 dated 11.11.1993. Hence, the present writ petition.

The Assistant Government Pleader appearing for the

respondents submits that even as per the writ averments, the petitioner has not submitted the documents till date for registration of the subject land and there is no rejection order passed by the respondent authorities.

After hearing the counsel appearing for both sides, the writ petition is disposed of with the following direction:

In the event the petitioner herein submits necessary documents for registration of the land in Survey No. 73P admeasuring Ac.2.60 cents and survey Nos. 62/1 admeasuring Ac.2.40 cents in Kothavalasa village, Bhimunipatnam mandal, Visakapatnam district, the second respondent is directed to receive and consider the documents for registration and

if there is any legal or statutory objection, he has to pass a speaking order. The second respondent is also directed to take into consideration both the Board Standing Orders as well as G.O.Ms No. 1117 dated 11.11.1993 which passing order of rejection or acceptance of the said document.

With the above observation, the writ petition is disposed of.

No order as to costs.

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N.V.RAMANA,J

DATED: 26.12.2007
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